



PUBLIC NOTICE

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STREAMLINED RESOLUTION OF REQUESTS RELATED TO ACTIONS BY THE UNIVERSAL SERVICE ADMINISTRATIVE COMPANY

CC Docket No. 02-6

CC Docket No. 02-60

Pursuant to our procedure for resolving requests for review, requests for waiver, and petitions for reconsideration of decisions related to actions taken by the Universal Service Administrative Company (USAC) that are consistent with precedent (collectively, Requests), the Wireline Competition Bureau (Bureau) grants, dismisses, or denies the following Requests.¹ The deadline for filing petitions for reconsideration or applications for review concerning the disposition of any of these Requests is 30 days from release of this Public Notice.²

Schools and Libraries (E-rate)

CC Docket No. 02-6

Dismissed³

County of Los Angeles ISD Telecom Management Division, CA, Application No. 1050350, Request for Waiver, CC Docket No. 02-6 (filed May 15, 2017)

Shelter Isles Union Free School District, NY, Application No. 1010365, Request for Review, CC Docket No. 02-6 (filed Apr. 24, 2017)

¹ See *Streamlined Process for Resolving Requests for Review of Decisions by the Universal Service Administrative Company*, CC Docket Nos. 96-45 and 02-6, WC Docket Nos. 02-60, 06-122, 08-71, 10-90, 11-42, and 14-58, Public Notice, 29 FCC Rcd 11094 (WCB 2014). Section 54.719(b) of the Commission's rules provides that any person aggrieved by an action taken by a division of USAC, after first seeking review at USAC, may seek review from the Commission. Section 54.719(c) of the Commission's rules provides that parties seeking waivers of the Commission's rules shall seek review directly from the Commission. 47 CFR § 54.719(b)-(c). In this Public Notice, we have reclassified as Requests for Waiver those appeals seeking review of a USAC decision that appropriately should have requested a waiver of the Commission's rules. Similarly, we have reclassified as Requests for Review those appeals seeking a waiver of the Commission's rules but are actually seeking review of a USAC decision.

² See 47 CFR §§ 1.106(f), 1.115(d); see also 47 CFR § 1.4(b)(2) (setting forth the method for computing the amount of time within which persons or entities must act in response to deadlines established by the Commission).

³ See, e.g., *Request for Review of a Decision of the Universal Service Administrator by La Canada Unified School District; Schools and Libraries Universal Service Support Mechanism*, CC Docket No. 02-6, Order, 30 FCC Rcd 4729, 4729, para. 2 (WCB 2015) (dismissing an appeal that properly belongs before USAC pursuant to Commission rules).

*Invoice Deadline Extension Requests*²²

Albany Public Library, NY, Application Nos. 1018150, 1040809, Request for Waiver, CC Docket No. 02-6 (filed May 1, 2017)

Charter Advanced Services (MO), LLC (St. Louis City School District), MO, Application No. 954886, Request for Waiver, CC Docket No. 02-6 (filed Dec. 17, 2016)

Charter Fiberlink - Missouri, LLC (Riverview Gardens School District), MO, Application No. 897155, Request for Waiver, CC Docket No. 02-6 (filed Dec. 17, 2016)

Charter Fiberlink - Missouri, LLC (St. Louis City School District), MO, Application No. 897191, Request for Waiver, CC Docket No. 02-6 (filed Dec. 17, 2016)

Charter Fiberlink - Missouri, LLC (St. Louis City School District), MO, Application No. 837952, Request for Waiver, CC Docket No. 02-6 (filed Dec. 17, 2016)

Clearfield Area School District, PA, Application No. 1048526, Request for Waiver, CC Docket No. 02-6 (filed Apr. 11, 2017)

Cooper Independent School District, TX, Application No. 1015617, Request for Waiver, CC Docket No. 02-6 (filed Nov. 30, 2016)

Cooper Independent School District, TX, Application No. 1029674, Request for Waiver, CC Docket No. 02-6 (filed Nov. 30, 2016)

Dr. Lena Edwards Academic Charter School, NJ, Application No. 1050079 (FRNs 2869927 and 2871548), Request for Waiver, CC Docket No. 02-6 (filed Feb. 27, 2017)

Moline-Coal Valley School District, IL, Application No. 998865, Request for Waiver, CC Docket No. 02-6 (filed May 2, 2017)

Oakland Unified School District, CA, Application No. 909109, Request for Waiver, CC Docket No. 02-6 (filed May 5, 2017)

Pasadena Independent School District, TX, Application No. 971519, Petition for Reconsideration, CC Docket No. 02-6 (filed Sept. 6, 2016)

San Jacinto Unified School District, CA, Application No. 829443, Request for Waiver, CC Docket No. 02-6 (filed Jan. 7, 2016)

Sivells Bend Independent School District, TX, Application No. 964367, Request for Waiver, CC

²² See, e.g., *Requests for Waiver of Decisions of the Universal Service Administrator by Ada School District et al.; Schools and Libraries Universal Service Support Mechanism*, CC Docket No. 02-6, Order, 31 FCC Rcd 3834, 3836, para. 8 (WCB 2016) (denying requests for waiver of the Commission's invoice extension rule for petitioners that failed to demonstrate extraordinary circumstances justifying a waiver); see also *Modernizing the E-rate Program for Schools and Libraries*, WC Docket No. 13-184, Order and Further Notice of Proposed Rulemaking, 29 FCC Rcd 8870, 8966, para. 240 (2014) (establishing that it is generally not in the public interest to waive the Commission's invoicing rules absent extraordinary circumstances); 47 CFR § 54.514.

Docket No. 02-6 (filed Dec. 23, 2015)

St. Margaret Mary, KY, Application No. 984251, Request for Waiver, CC Docket No. 02-6 (filed Apr. 21, 2016)

Sun Wireless (Lemon Grove Elementary School District), CA, Application No. 884447, Request for Waiver, CC Docket No. 02-6 (filed Mar. 31, 2017)

Wittenberg-Birnamwood School District, WI, Application Nos. 1010583, 1024621, 1024672, 1024654, 1024682, 1024693, Request for Waiver, CC Docket No. 02-6 (filed Feb. 3, 2017)²³

*Late-Filed FCC Form 471 Applications*²⁴

Ace Tech Charter High School, IL, Application Nos. 161055461, 161056423, Request for Waiver, CC Docket No. 02-6 (filed Feb. 10, 2017)

Harkham-Goan Academy, CA, Application No. 161061610, Request for Waiver, CC Docket No. 02-6 (filed Mar. 22, 2017)²⁵

Living Faith Academy, FL, Application No. 161056963, Petition for Reconsideration, CC Docket No. 02-6 (filed Dec. 29, 2016)

Phoenix Charter Academy, MA, Application No. 161058389, Request for Waiver, CC Docket No. 02-6 (filed Mar. 13, 2017)

Poudre School District, CO, Application No. 161042271, Request for Waiver, CC Docket No. 02-6 (filed Mar. 15, 2017)

St. Agnes Elementary School, CA, Application No. 1047588, Request for Waiver, CC Docket No. 02-6 (filed Mar. 30, 2017)

²³ FRNs 2781030, 2781649, and 2781614 were fully disbursed.

²⁴ See, e.g., *Request for Waiver and Review of Decisions of the Universal Service Administrator by Academy of Math and Science et al.; Schools and Libraries Universal Service Support Mechanism*, CC Docket No. 02-6, Order, 25 FCC Rcd 9256, 9259, para. 8 (2010) (denying requests for waiver of the FCC Form 471 filing window deadline where petitioners failed to present special circumstances justifying waiver of our rules).

²⁵ Note, although Harkham-Goan Academy petitioned to correct a clerical error on a timely-filed FCC Form 471, we find that the application at issue was filed late.